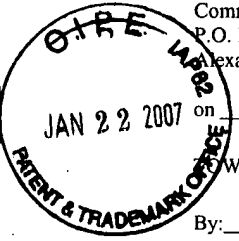


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on January 17, 2007

TOWNSEND and TOWNSEND and CREW LLP

By:

Noorjahan Gillow
Noorjahan Gillow

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Scott Seamans

Application No.: 10/602,416

Filed: June 23, 2003

For: FOOTWEAR PIECES AND
METHODS FOR MANUFACTURING
SUCH

Customer No.: 20350

Confirmation No.: 9598

Examiner: Jila M. Mohandesi

Art Unit: 3728

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER
37 CFR §1.97 and §1.98

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

01/23/2007 SSITHIB1 00000105 201430 10602416

01 FC:1806 180.00 DA

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Darin J. Gibby
Reg. No. 38,464

Date: January 17, 2007

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 303-571-4321
DJG:ng



PTO/SB/21 (07-06)

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Total Number of Pages in This Submission

Application Number	10/602,416
Filing Date	June 23, 2003
First Named Inventor	Seamans, Scott
Art Unit	3728
Examiner Name	Jila M. Mohandesi
Attorney Docket Number	040130-050010US

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
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Printed name	Darin J. Gibby		
Date	January 17, 2007	Reg. No.	38,464

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				Application Number	10/602,416
				Filing Date	June 23, 2003
				First Named Inventor	Seamans, Scott
				Art Unit	3728
				Examiner Name	Jila M. Mohandesi
Sheet	1	of	3	Attorney Docket Number	040130-050010US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	B1	CA	2199084	C	05-31-2005	Finproject - S.P.A., IT		<input type="checkbox"/>
	B2	WO	00/13537	A2	03-16-2000	Thatcher, Mark		<input type="checkbox"/>

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				Application Number	10/602,416
				Filing Date	June 23, 2003
				First Named Inventor	Seamans, Scott
				Art Unit	3728
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	C9	Birkenstock-Spring and Summer 2003 Catalog	<input type="checkbox"/>	
	C10	Canadian Patent Office-Footwear Molds Search Report on Application No. 2,491,265, April 11, 2005, pages 2	<input type="checkbox"/>	
	C11	Canadian Patent Office-Footwear Molds Search Report on Application No. 2,491,265, June 7, 2006, pages 2	<input type="checkbox"/>	
	C12	Canadian Patent Office-Footwear Molds Search Report on Application No. 2,491,265- November 8, 2005, pages 2	<input type="checkbox"/>	
	C13	Canadian Patent Office-Footwear Pieces and Methods for Manufacturing Such Search Report on Application No. 2,491,269-May 5, 2005, pages 4	<input type="checkbox"/>	
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				Art Unit	3728
				Examiner Name	Jila M. Mohandesi
Sheet	3	of	3	Attorney Docket Number	040130-050010US

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	C14	Canadian Patent Office-Prior Art Filing-AppIn 2491269-Jul 12_2006, p84	<input type="checkbox"/>
	C15	Communication to the holder pursuant to Art. 31(1) CDIR-ICD000003010-Office for declaration of invalidity directed against the registered Community design 000257001-0001-Nov 8_2006, p62	<input type="checkbox"/>
	C16	European Patent Office-Communication International Search Report, Application No. 04752208.1, February 10, 2006, p5	<input type="checkbox"/>
	C17	European Patent Office-Communication pursuant to Article 96(2) EPC, Application No. 04752208.1, July 27, 2006, p5	<input type="checkbox"/>
	C18	European Patent Office-Communication pursuant to Article 96(2) EPC, Application No. 04752286.7, August 26, 2005, p4	<input type="checkbox"/>
	C19	European Patent Office-Communication pursuant to Article 96(2) EPC, Application No. 04752286.7, September 11, 2006, p5	<input type="checkbox"/>
	C20	European Patent AppIn Nos. EP1538937 and EP1624768-observations under 115 submitted by Pizzeys-Australia & New Zealand to European Patent Office, April 20, 2006, p59	<input type="checkbox"/>
	C21	Foam Creations vs Holey Soles-Statement of Defense-Federal Court-File No T-161-05, March 10, 2005, p63	<input type="checkbox"/>
	C22	New Zealand IP Office-Examination Report-Application No. 543580-, September 14, 2006, p2	<input type="checkbox"/>
	C23	New Zealand IP Office-Examination Report-Application No. 543581, September 14, 2006, p2	<input type="checkbox"/>
	C24	PCT-US04-15132- International Search Report & Written Opinion-Oct 18_2004, 10 pages	<input type="checkbox"/>
	C25	PCT-US04-15132- International Search Report & Written Opinion-January 13_2005, 9 pages	<input type="checkbox"/>
	C26	SARS-Section_15_Application-SARS, p2	<input type="checkbox"/>

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